IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Revision No. 6284 of 2007
Date of decision : December 06, 2007

Guru Tegh Bahadur Builders and others

....Petitioners

versus

Governing Council Khalsa College Society, Amritsar and others

....Respondents

Coram: Hon'ble Mr. Justice Pritam Pal

Present : Mr. Amit Jhanji, Advocate, for the petitioners

Pritam Pal,J. (Oral)

Petitioners have brought this revision petition under Article 227 of the Constitution of India for setting aside order dated 30.8.2007 passed by learned Additional Civil Judge (Senior Division), Amritsar, whereby the cross-examination of witness, namely, Ajmer Singh on behalf of defendant Nos. 1 to 3 has been ordered to be treated as 'Nil'.

Learned counsel for the petitioners contends that one opportunity be granted to cross-examine PW Ajmer Singh who could not be cross-examined on behalf of defendant Nos. 1 to 3 on 30.8.2007. A perusal of the impugned order indicates that on 30.8.2007, junior counsel had appeared before the trial court and requested for adjourning the case on the ground that senior counsel had gone to attend kirya ceremony.

Be that as it may, taking into consideration the facts and circumstances and the nature of the suit, this revision petition is disposed of with a direction that the trial court shall grant one effective opportunity to the petitioners for cross-examining Ajmer Singh PW only, subject to payment of costs of Rs 2000/-.

(Pritam Pal)
Judge

December 06, 2007
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